GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Chittoor District - Sri Y.Fazulla, Deputy Tahsildar (former in-charge Tahsildar of Chinnagottigallu (M), Chittoor District - Violation of APCS (Conduct) Rules, 1964 - Departmental proceedings under rule 20 of A.P.C.S. (CC & A) Rules, 1991 - Articles of charges - Issued.

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REVENUE (VIGILANCE.III) DEPARTMENT

G.O.Rt.No.534 **Dated:01.09.2021.**
Read:-

G.O.Rt.No.532, Revenue (Vig.III) Department, Dt:01.09.2021

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ORDER:

It is proposed to hold an enquiry against Sri Y.Fazulla, Deputy Tahsildar (former in-charge Tahsildar of Chinnagottigallu (M), Chittoor District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Articles of charges (Annexure–I). A statement of imputations of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure - III & IV).

3. Sri Y.Fazulla, Deputy Tahsildar is directed to submit, within 10 days of the receipt of this order, a written statement of his defense.

4. Sri Y.Fazulla, Deputy Tahsildar is informed that an enquiry will be held only in respect of those articles of charges as are not admitted. He should therefore, specifically admit or deny each article of charge.

5. Sri Y.Fazulla, Deputy Tahsildar is further informed that if he does not submit his written statement of defense on or before the date specified in Para–3 above, further action will be processed based on the material available.

6. Attention of Sri Y.Fazulla, Deputy Tahsildar is invited to Rule 24 of A.P.C.S (Conduct) Rules 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri Y.Fazulla, Deputy Tahsildar is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri Y.Fazulla, Deputy Tahsildar (former in-charge Tahsildar of Chinnagottigallu (M), Chittoor District through the Chief Commissioner of Land Administration, A.P., Vijayawada.

Copy to:

The Chief Commissioner of Land Administration, A.P., Vijayawada.
The Collector & District Magistrate, Chittoor.
Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE – I

ARTICLE OF CHARGES FRAMED AGAINST SRI Y.FAZULLAH, DEPUTY TAHSILDAR (FORMER IN-CHARGE TAHSILDAR) OF CHINNAGOTTIGALLU (M), CHITTOOR DISTRICT.

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Charge-I:

That he being a responsible Government Servant, even after knowing the details of dispute over the lands in Sy.Nos. 36 etc., of Devarakonda village, he kept pending the redressal of the grievance of the petitioner Smt C.Janakamma and recommended to issue PPBs on the same disputed lands to opponents of the petitioner. This shows his malafide intention for pecuniary gain. Thus he has violated rule 3 (1) (2)(3) of APCS (Conduct) Rules, 1964.

V.USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE – II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPRORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI Y.FAZULLAH, DEPUTY TAHSILDAR (FORMER IN-CHARGE TAHSILDAR) OF CHINNAGOTTIGALLU (M), CHITTOOR DISTRICT.

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Certain extents of lands in some survey numbers of Devarakonda (V) which belong to her were included in the pattadar pass books of some other persons (relatives) though they did not possess any right and title over the lands. The staff of Tahsildar's Office, Chinnagottigallu issued PPBs to others without examining the title, norms and guidelines. Sri B. Siddaiah, Village Revenue Officer, played a major role in misleading the office of Tahsildar, Chinnagottigallu in her issue.

1. As per A-register (Re-survey and settlement record-1914) of Devarakonda (V) almost all the lands covered in the gift deed [No.613/1955] & sale document [3040/1983] belong to Sri S. Papaiah, husband of Smt. S.Ademma as per patta numbers 113, 178, 183 & 558 and he is also joint pattadar in some patta numbers (303, 91, 118, 186 etc).
2. Being a pattadar said S. Papaiah gifted an extent of Ac 4.28 $^{1/2}$ of land to his son-in-law Gangiboyana Narappa @ Narayana S/o Gurrappa in the year 1933 (vide Doc. No.937/1933)
3. Again in the year 1947 Smt. S. Ademma W/o S. Papaiah gifted an extent of 5.69 acres of land to the said Gangiboyana Narappa @ Narayana S/o Gurrappa through un registered deed.
4. As per the ascertained information said Gangiboyana Narappa @ Narayana S/o Gurrappa was adopted by Sri S. Papaiah & Smt. S Ademma for some period. Then Chinatala Siddaiah S/o late Narayana was adopted by them.
5. As per village account No.10-1 (period from1961 to 2008) the name of Smt. S. Ademma stands registered as joint pattadar for above said lands which means Gangiboyana Narappa @ Narayana and some others were added as joint pattadars vide patta Nos. 113, 91, 160, 118, 320, 266 167 235, 183 & 558 303, 91, 118, 186 etc) due to above said gift and other sale transactions. She being a joint pattadar gifted an extent of Ac 13.46 $^{3/4}$ x of land to her adopted son late C.Siddaiah as detailed in table -1 during 1955.
6. In the year 1983 Sri C. Narayana S/o Siddaiah (father of the Petitioner Smt. Janakamma's husband) and late C. Siddaiah (son of C. Narayana), husband of the petitioner, purchased major portion of the lands from Sri Gangiboyana Narappa @ Narayana and got registered vide Document No.3039/1983 & 3040/1983. The total lands were exclusively possessed by Sri C. Siddaiah, husband of the petitioner Janikamma as detailed in Col.Nos 5 & 6 of Table -1 mentioned supra.
7. Some survey numbers only were covered in the Pattadar pass book of said C. Siddaiah, issued as per katha No.337, even though there are clear registered documents as detailed in the above table.
8. The officials of Tahsildar office, Chinnagottigallu failed to produce the 6-a files pertaining to issue of PPBs.
9. It is clear that due to lack of proper/ no documentation and clarity regarding partition of lands dispute arose.
10. The Tahsildar, Chinnagottigallu conducted enquiry and issued orders vide proceedings Roc.No.C/23/2018 dated 04.10.2018 for implementation of mutation of lands in the PPB of the petitioner by deletion of corresponding entries in the PPBs of respondents.
11. But the extents noted in the order are also not correct in respect of some survey numbers. Further, the orders were not implemented by the subordinate officers and an appeal petition was also filed before the Sub Collector, Madanapalle by C. Chandraiah and 8 others.

(Contd....Page.2)

12. It is proved that the petitioner Smt. C Janakamma applied for survey, of the lands in Sy. No.137, 143, 145,156 &159 duly remitting the amount at meeseva on 27.04.2018 itself vide application, No.DER011801196820.

The VRO Sri B.Siddaiah was aware of the petitioners gift and sale documents of 1955 & 1983 and reported that the opponents obstructed to survey as they have joint share. Further, the gift documents produced by the Arepalle Reddemma, Chinthala Balaganesh and Chinthala Sivakurnar were prepared during May and June 2018, i.e., after 27.04.2018 representing to issue PPBs also raises suspicion. Hence the version of B.Siddaiah, VRO that the petitioner never applied for inclusion of survey numbers as per the gift deed 1955 and never informed about the dispute over lands is not convincing. Hence, the allegation "Sri B. Siddaiah, Village Revenue Officer played a role in misleading the office of Tahsildar, Chinna Gottigallu in this issue is proved.

Further, the versions of Sri Y. Fazulla, Deputy Tahsildar and former in-charge Tahsildar of Chinnagottigallu Mandal and Sri C. Srinivalu Reddy, former Revenue Inspector of Chinnagottigallu Mandal are not convincing. Though they were aware of the grievance of the petitioner Smt. C. Janakamma they failed to redress. Moreover, they created complications by issuing PPBs to the legal heirs of petitioner's opponents, when the matter is under enquiry.

(1) Sri B.Siddaiah, former VRO of Devarakonda Village, Chinnagottigallu (M) (2) Sri C.Srinivasa Reddy, former Revenue Inspector of Chinnagottigallu Mandal; and (3) Sri Y.Fazulla, Deputy Tahsildar (former in-charge Tahsildar of Chinnagottigallu (M)) have violated the A.P.C.S (Conduct) Rules, 1964. Hence, the Charge.

V.USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE – III

LIST OF DOCUMENTS BY WHICH ARTICLE OF CHARGES FRAMED AGAINST SRI Y.FAZULLAH, DEPUTY TAHSILDAR (FORMER IN-CHARGE TAHSILDAR) OF CHINNAGOTTIGALLU (M), CHITTOOR DISTRICT ARE PROPOSED TO BE SUSTAINED.

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Vigilance Report No. 02 (C.No.3961/V&E/DI/2018) dt.05.01.2021

V.USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE – IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGES SRI Y.FAZULLAH, DEPUTY TAHSILDAR (FORMER IN-CHARGE TAHSILDAR) OF CHINNAGOTTIGALLU (M), CHITTOOR DISTRICT ARE PROPOSED TO BE SUSTAINED.

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NIL

V.USHARANI,
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER